

Message Text

CONFIDENTIAL

PAGE 01 STATE 035468

16

ORIGIN EB-03

INFO OCT-01 SS-14 ISO-00 NSC-05 NSCE-00 PRS-01 ARA-06

INR-07 CIAE-00 DODE-00 L-01 /038 R

DRAFTED BY EB/AN:AJRIMAS:DAP

APPROVED BY EB/OA:MHSTYLES

CAB - D. LITTON

ARA/EP - F. CORRY

EB - C. HAND

----- 055815

R 150331Z FEB 75

FM SECSTATE WASHDC

TO AMEMBASSY LIMA

INFO AMEMBASSY BUENOS AIRES

AMEMBASSY LA PAZ

AMEMBASSY QUITO

C O N F I D E N T I A L STATE 035468

LIMDIS

E.O. 11652:GDS

TAGS: EAIR, PE

SUBJECT: US-PERU CIVIL AVIATION PROBLEMS

1. DEPARTMENT HAS PREPARED CONTINGENCY PRESS RELEASE TO BE USED IN EVENT CAB INITIATES ACTION AGAINST AEROPERU. EMBASSY MAY ISSUE IT SIMULTANEOUSLY WITH DEPARTMENT UPON RECEIPT NOTIFICATION OF CAB ACTION AND TIME AND DATE OF PRESS RELEASE. TEXT FOLLOWS:

"US-PERU CIVIL AVIATION QUESTION

"THE CIVIL AERONAUTICS BOARD (CAB) ISSUED AN ORDER ON () REQUIRING AEROPERU, THE INTERNATIONAL AIRLINE OF PERU, TO SHOW CAUSE WHY ITS FOREIGN AIR CARRIER PERMIT AUTHORIZING
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 035468

AIR SERVICE TO THE UNITED STATES SHOULD NOT BE CANCELLED.

INTERESTED PARTIES ARE GIVEN 20 DAYS IN WHICH TO FILE OBJECTIONS WITH THE CAB AND REQUEST AN EVIDENTIARY HEARING. THIS ACTION IS BEING TAKEN BECAUSE OF RESTRICTIONS UNILATERALLY IMPOSED BY PERU ON BRANIFF INTERNATIONAL AIRLINES ON FEBRUARY 1. THESE RESTRICTIONS ARE IN VIOLATION OF THE US-PERU AIR TRANSPORT AGREEMENT. THE UNITED STATES GOVERNMENT HAS NEVERTHELESS ATTEMPTED TO NEGOTIATE THE CIVIL AVIATION DIFFERENCES WHICH HAVE ARISEN WITH PERU

AND STANDS READY TO NEGOTIATE AN EQUITABLE SOLUTION.

"THE RESTRICTIONS IMPOSED ON BRANIFF HAVE SEVERELY LIMITED THE OPERATING RIGHTS OF THE AIRLINE TO CARRY TRAFFIC BETWEEN THE UNITED STATES AND PERU AND ADVERSELY EFFECT THE VIABILITY OF ITS SERVICES TO PERU. THE UNITED STATES GOVERNMENT HAS PROTESTED THIS ACTION BUT, DESIRES BRANIFF TO CONTINUE UNDER THE NEW CONDITIONS FOR THE TIME BEING IN ORDER NOT TO UNDULY INCONVENIENCE THE TRAVELING PUBLIC.

"IT HAS CONSISTENTLY BEEN THE POSITION OF THE UNITED STATES GOVERNMENT THAT THERE IS A LARGE AND EXPANDING MARKET FOR AIR SERVICES BETWEEN THE TWO COUNTRIES. AIRLINES OF BOTH COUNTRIES CAN PROFITABLY SERVE THIS MARKET. IN FACT, WHILE BRANIFF HAS SOUGHT TO MAINTAIN AND EXPAND ITS SERVICES TO PERU, THE UNITED STATES GOVERNMENT HAS ALSO TRIED TO BE RESPONSIVE TO THE SPECIAL NEEDS OF AEROPERU, THE NEW AND GROWING PERUVIAN AIRLINE. IN THIS SPIRIT, THE UNITED STATES GRANTED AN OPERATING PERMIT TO AEROPERU IN JULY 1974 WITHOUT CERTAIN CONDITIONS TO WHICH PERU HAD OBJECTED AND IN HALF THE TIME NORMALLY REQUIRED FOR SUCH GRANTS. IN ADDITION, DURING THE COURSE OF RECENT NEGOTIATIONS WITH PERU, REPRESENTATIVES OF THE UNITED STATES GOVERNMENT OFFERED AEROPERU LANDING RIGHTS AT NEW YORK WITHIN THE CONTEXT OF AN OVERALL AGREEMENT. FOR ITS PART, BRANIFF OFFERED A COOPERATIVE SPACE SHARING ARRANGEMENT TO AEROPERU WHICH WOULD HAVE BEEN BENEFICIAL TO THE PERUVIAN AIRLINE.

"THE US GOVERNMENT CONTINUES READY TO NEGOTIATE AN EQUIT-
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 035468

ABLE SETTLEMENT OF THE CIVIL AVIATION ISSUES IN QUESTION TO PROVIDE FOR PARTICIPATION BY BOTH AEROPERU AND BRANIFF IN THE GROWING AIR TRAFFIC BETWEEN OUR TWO COUNTRIES. IT ALSO BELIEVES THAT THE CONVENIENCE OF THE TRAVELING PUBLIC - AND THE NEEDS OF TOURISTS, BUSINESSMEN, AND OTHER VISITORS FLYING TO AND FROM LIMA - WILL BE BEST SERVED BY AN AGREEMENT WHICH CONTEMPLATES AN EXPANDING, RATHER THAN DECLINING LEVEL OF SERVICE TO AND FROM PERU BY THE

TWO AIRLINES." INGERSOLL

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: Z
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TEXT, CIVIL AVIATION, PRESS RELEASES, AVIATION AGREEMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 15 FEB 1975
Decaption Date: 28 MAY 2004
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: ShawDG
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975STATE035468
Document Source: CORE
Document Unique ID: 00
Drafter: AJRIMAS:DAP
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D750056-0725
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750238/aaaabidv.tel
Line Count: 116
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN EB
Original Classification: CONFIDENTIAL
Original Handling Restrictions: LIMDIS
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: LIMDIS
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: ShawDG
Review Comment: n/a
Review Content Flags:
Review Date: 03 SEP 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <03 SEP 2003 by CunninFX>; APPROVED <03 SEP 2003 by ShawDG>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: US-PERU CIVIL AVIATION PROBLEMS
TAGS: EAIR, PE, US, AEROPERU, BRANIFF
To: LIMA
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006